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WASHINGTON, D.C. 20231, ON SEPTEMBER 28, 1999

Marianne F Michel  
AGENT/ATTORNEY FOR APPLICANT  
September 28, 1999

DATE

Attorney Docket No. 0448D

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zhao *et al.* Date: September 28, 1999

Serial No.: 08/963,096 Group Art Unit: 1649

Filed: January 24, 1997 Examiner: G. Benzion

For: "METHODS FOR AGROBACTERIUM MEDIATED TRANSFORMATION  
OF PLANTS"

Box AF  
Assistant Commissioner for Patents  
Washington, D.C. 20231

FILING OF AN INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(d),  
PETITION FOR CONSIDERATION UNDER 37 C.F.R. §1.97(d)(2)(ii), AND  
CERTIFICATION UNDER 37 C.F.R. §1.97(e)(1) OR (e)(2) WITH FEE

Information Disclosure Statement. The attached list of citations on PTO Form 1449 is being submitted under the provisions of 37 C.F.R. §1.56 and §1.97 in order to comply with the duty of disclosure. Their inclusion herein should not, however, be construed as an admission that any particular cited reference is effective prior art or that it discloses or renders obvious any aspect of the claimed invention. Copies of each are enclosed, except for those references already part of the filewrapper. This statement is being filed under the provisions of 37 C.F.R. §1.97(d) with the required Certification.

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Serial No.: 08/963,096  
Group Art Unit: 1649

Petition to Consider. Applicants petition the Office to consider the Information Disclosure Statement attached hereto in rendering its opinion on the patentability of the subject matter now claimed in the captioned application. The Office is authorized to charge the \$130.00 fee set forth in 37 C.F.R. §1.17(i) against Deposit Account 16-1852.

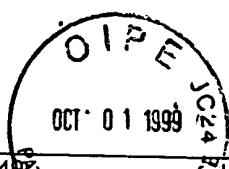
Statement of Certification. The undersigned hereby certifies that each item set out in the attached Form 1449 was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement, or that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned on reasonable inquiry, was not known to any individual designated in §1.56(c) more than three months prior to the filing of this Statement.

Please charge any additional fees under 37 C.F.R. §1.16 or 1.17 which may be required by this paper, or credit any overpayment, to the indicated Deposit Account.

Respectfully submitted,

*Marianne H Michel*  
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Sheet 1 of 1

Form PTO-1449 U.S. Department of Commerce Patent and Trademark Office		ATTORNEY DOCKET NO.	SERIAL NO.
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use several sheets if necessary)</i>		0448D	08/963,096
		APPLICANT	RECEIVED OCT 03 1999
		Zhao et al.	OCT 03 1999
		FILING DATE	GROUP
		November 3, 1997	TECH CENTER 1500/2900 1649

## U.S. PATENT DOCUMENTS

## **FOREIGN PATENT DOCUMENTS**

**OTHER DOCUMENTS (Including Author, Title, Date Pertinent Pages, Etc.)**

		REVIEW (including Author, Title, Date, Pertinent Pages, Etc.)
EXAMINER		DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.